

Attorney's Docket No.: 2066.016

Serial No.: 10/784,504

Confirmation No: 2170

Date of Notice of Allowance: 07/11/2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Gary Emmott  
Serial No.: 10/784,504  
Filed: February 23, 2004  
For: Apparatus for Fastening and Separating Containers

Group No.: 3727  
Examiner: J. F. Pascua

OFFICIAL DRAFTSPERSON  
USPTO  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**TRANSMITTAL OF FORMAL DRAWINGS**

In response to the NOTICE OF ALLOWABILITY mailed on July 11, 2005, attached please find:

- (a) the formal drawing(s) for this application.

Number of Sheets: 10

Each sheet of drawing indicates the identifying indicia suggested in § 1.84(c) on the front side of the drawing.

No changes have been made to the drawings.

- (b) a copy of the NOTICE OF ALLOWABILITY.

SIGNATURE OF ATTORNEY  
E. RANDALL SMITH  
Reg. No. 38,307  
E. RANDALL SMITH, P.C.  
2777 Allen Parkway, Suite 1000  
Houston, Texas 77019  
Phone: (713) 528-3100  
Fax: (713) 528-3629

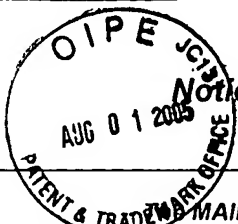
**CERTIFICATE OF MAILING (37 CFR 1.8(a))**

I hereby certify that this paper (along with all papers referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the Official Draftsperson, USPTO  
P.O. Box 1450, Alexandria, Virginia 22313-1450.

Date: 7/27/05

E. RANDALL SMITH  
(Type or print name of person mailing paper)

(Signature of person mailing paper)



# Notice of Allowability

Application No.

10/784,504

Examiner

Jes F. Pascua

Applicant(s)

EMMOTT, GARY

Art Unit

3727

**MAILING DATE of this communication appears on the cover sheet with the correspondence address--**  
All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to the amendment filed 22 April 2005.
2. ☒ The allowed claim(s) is/are 3-6, 10-12, 14, 18-23, 27, 31, 39, 42-44, 47 and 48.
3. ☐ The drawings filed on \_\_\_\_\_ are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☐ All    b) ☐ Some\*    c) ☐ None    of the:
  1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.  
**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
6. ☒ CORRECTED DRAWINGS ( as "replacement sheets") must be submitted.
  - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review ( PTO-948) attached
    - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
  - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

## Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08),  
Paper No./Mail Date \_\_\_\_\_
4. ☐ Examiner's Comment Regarding Requirement for Deposit  
of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413),  
Paper No./Mail Date \_\_\_\_\_
7. ☒ Examiner's Amendment/Comment
8. ☐ Examiner's Statement of Reasons for Allowance
9. ☒ Other See Continuation Sheet.

Continuation of Attachment(s) 9. Other: Regarding Item 6: The drawings filed 2/23/04 appear to be informal because the reference numerals and lead lines are not clean.